

IN THE UNITED STATES DISTRICT COURT
FOR THE EASTERN DISTRICT OF CALIFORNIA

MAURICE A. PAPILLION, SR.

Plaintiff, No. CIV S-05-0708 CMK

VS.

**JO ANNE B. BARNHART,
Commissioner of Social Security,** **ORDER TO SHOW CAUSE**

Defendant.

Defendant has lodged the administrative transcript and filed an answer in this action. Pursuant to the scheduling order, the time has now passed for plaintiff to file a motion for summary judgment and/or motion for remand. The parties were advised in the scheduling order that the court is not responsible for reminding them of scheduling deadlines and that failure to adhere to the schedule may result in sanctions, including dismissal. L.R. 11-110. Plaintiff also was advised that plaintiff has an affirmative duty to prosecute this action, and that failure to do so may result in a dismissal for lack of prosecution. Fed. R. Civ. P. 41(b).

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Accordingly, IT IS HEREBY ORDERED that plaintiff show cause, in writing, no later than ten days from the date of this order, why this action should not be dismissed for failure to prosecute.

DATED: July 18, 2006.

Craig M. Kellison
CRAIG M. KELLISON
UNITED STATES MAGISTRATE JUDGE